U.S. DISTRICT COURT, SOUTHERN DISTRICT OF NY

Office No. Index No. 08CV02420

JOY HOCHSTADT

-against-

NEW YORK CITY DEPARTMENT EDUCATION ET. AL.

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)

COUNTY OF NEW YORK)

Personal Service Business / Agency

Byran McElderry, being duly sworn, deposes and says:

I am over the age of 18 years, am not party to this action, and reside in the State of New York.

That on 3/27/2008, at 3:00pm, at Special Education District 75 400 1st Avenue New York, NY 10010

I served the Summons & Complaint and Judge's Order

Upon Richard Weiss,

by delivering a true copy bearing Index # 08CV02420

to Susan Holtzman, Attorney.

Deponent knew the person so served to be an agent authorized to accept on behalf of the entity to be served.

Deponent describes the person so served to the best of deponent's ability at the time and circumstances of service as follows:

Sex: Female; Color: White; Hair: Brown; Approx. Age: 47; Approx. Height: 5'5";

Approx. Weight: 150; Other:

Sworn to before me on 3/28/2008

Denise Lowe Notary Public, State of New York No. 01LO6168083 **Qualified in New York County** Commission Expires 6/4/2011

Byran McElderry NYC License # - 869802

13765

Attorney/Client: NEW YORK STATE UNITED TEACHERS 52 BROADWAY, 9TH FLR, NEW YORK,NY 10004

Phone: (212) 533-6300

SERVICE AGENT: National Process Service 20 Vesey Street, New York, NY 10007-2953 Phone (212) 349-3776 (109121)